

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

MARK A. BARRY, M.D.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Civil Action 1:14-cv-00104
	§	
MEDTRONIC, INC.,	§	Judge Ron Clark
	§	
Defendant.	§	

PLAINTIFF'S NOTICE OF SUR-REPLY TO DEFENDANT'S REPLY

Pursuant to the Court's Scheduling Order (Dkt. 46), and in response to Defendant's Reply to Plaintiff's Responsive Letter Briefs (Dkt. 56), Plaintiff Dr. Mark Barry files his Sur-Reply Letter Briefs, attached as Exhibits 1 & 2, with corresponding exhibit to the Letter Briefs attached as Exhibit A.

Dated: July, 10 2015

Respectfully submitted,

GRAY, REED & McGRAW, PC

By: /s/ Jim L. Reed

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¹ Plaintiff has filed a motion to withdraw Mr. Henry as counsel from this case (Dkt. 51), but it has not been ruled on, and therefore he is still listed as lead counsel.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 10, 2015, a true and correct copy of the foregoing document was served upon all known counsel of record through the Court's ECF system pursuant to Federal Rule of Civil Procedure 5(b)(3) and Local Rule CV-5.

/s/ Michael D. Ellis
Michael D. Ellis